

Atty Dkt. No.: UCAL203 USSN: 09/828,505

# I. AMENDMENTS

### **AMENDMENTS TO THE CLAIMS**

Cancel claims 29, 36, and 46 without prejudice to renewal.

Please enter the amendments to claims 3, 4, 7, 10, 27, 31, and 32, as shown below.

Please enter new claims 48-50, as shown below.

#### 1.-2. (Canceled)

- 3. (Currently amended) A polynucleotide composition comprising:
- a) a nucleic acid encoding a plant allergen, wherein the nucleic acid encoding the plant allergen is further modified to include a nucleic acid encoding a signal sequence from a phylum other than a plant phylum, wherein the signal sequence-encoding nucleic acid is operably linked to the allergen-encoding nucleic acid, and wherein the signal sequence comprises a hemagglutinin A (HA) signal sequence; and
- b) a universal antigen or an immunogenic fragment thereof The polynucleotide composition of claim 36, wherein the signal sequence comprises a hemagglutinin A (HA) signal sequence.
- 4. (Currently amended) The polynucleotide composition of claim 3 [[36]], wherein at least one codon of the nucleic acid encoding the plant allergen is modified from a wild type sequence of the plant allergen to an analogous human codon non-host species to an analogous codon of a host species.
  - 5.-6. (Canceled)
- 7. (Currently amended) The polynucleotide composition of claim  $\underline{3}$  [[36]], wherein the plant allergen is Amb a1.
  - 8-9. (Canceled)
- 10. (Currently amended) A method for reducing a Th2 immune response to a plant allergen in a mammalian subject, comprising co-administering to the mammalian subject:
- <u>a)</u> an effective amount of [[a]] <u>an isolated</u> polynucleotide composition comprising a nucleic acid encoding a plant allergen, wherein the nucleic acid encoding the plant allergen is further modified to

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include a nucleic acid encoding a signal sequence from a phylum other than a plant phylum, wherein the signal sequence-encoding nucleic acid is operably linked to the allergen-encoding nucleic acid, and wherein at least one codon of the nucleic acid sequence encoding the plant allergen is modified from a wild type sequence of the plant allergen to an analogous human codon; and

b) an effective amount of <u>an isolated nucleic acid comprising</u> an immunostimulatory nucleotide sequence (ISS), <u>wherein the ISS comprises</u> comprising an unmethylated 5'-CG-3' nucleotide sequence, to reduce a Th2 immune response to the allergen , wherein the nucleic acid encoding the plant allergen is further modified to include a nucleic acid encoding a signal sequence derived from a phylum other than a plant phylum, and wherein the signal sequence encoding nucleic acid is operably linked to the allergen encoding nucleic acid.

# 11-13. (Canceled)

14. (Previously presented) The method of claim 10, wherein the plant allergen is ragweed or grass pollen.

### 15-19. (Canceled)

- 20. (Previously presented) The method of claim 10, wherein the ISS comprises a nucleotide sequence selected from: 5'-rrcgyy-3', 5'-rrcgyycg-3', 5'-rrcgyycg-3', 5'-rycgyycg-3' and 5'-(TCG)n-3', where n is  $\geq 1$ .
  - 21. (Previously presented) The method of claim 20, wherein the sequence is AACGTT.
  - 22.-26. (Canceled)
  - 27. (Currently amended) A polynucleotide composition comprising:
- [[a]] an isolated polynucleotide comprising a nucleic acid encoding plant allergen, wherein the nucleic acid encoding the plant allergen is modified by deletion of a native signal sequence, and wherein the nucleic acid encoding the plant allergen is further modified to include a nucleic acid encoding a heterologous signal sequence from a phylum other than a plant phylum, wherein the signal sequence-encoding nucleic acid is operably linked to the antigen-encoding nucleic acid, and wherein at least one

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codon of the nucleic acid sequence encoding the plant allergen is modified from a wild type sequence of the plant allergen to an analogous human codon; and

an <u>isolated polynucleotide comprising an</u> immunomodulatory nucleic acid (<u>ISS</u>) comprising the sequence 5'-cytosine-guanine-3', <u>wherein the cytosine is unmethylated</u>.

- 28. (Previously presented) The polynucleotide composition of claim 27, wherein the heterologous signal sequence comprises a hemagglutinin A (HA) signal sequence.
  - 29. (Canceled)
- 30. (Previously presented) The polynucleotide composition of claim 27, wherein the plant allergen is Amb a1.
- 31. (Currently amended) The polynucleotide composition of claim 27, wherein the immunomodulatory nucleic acid molecule <u>ISS</u> comprises a sequence selected from 5'-rrcgyy-3', 5'-rycgyycg-3', 5'-rycgyycg-3' or 5'-(TCG)n-3', where n is ≥ 1.
- 32. (Currently amended) The polynucleotide composition of claim 27, wherein the immunomodulatory nucleic acid molecule <u>ISS</u> comprises the sequence AACGTT.
- 33. (Previously presented) The method of claim 10, wherein the level of IgE specific for the plant allergen is reduced.
- 34. (Previously presented) A polynucleotide composition comprising a nucleic acid encoding a plant allergen, wherein the nucleic acid encoding the plant allergen is further modified to include a nucleic acid encoding a signal sequence comprising a hemagglutinin signal sequence, wherein the signal sequence-encoding nucleic acid is operably linked to the allergen-encoding nucleic acid.
- 35. (Previously presented) The polynucleotide composition of claim 34, wherein at least one codon of the nucleic acid sequence encoding the plant allergen is modified from a wild type sequence of the plant allergen to an analogous human codon.

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36. (Canceled)

37. (Previously presented) A polynucleotide composition comprising a nucleic acid encoding an Amb al allergen modified by deletion of a native Amb al signal sequence, wherein the nucleic acid encoding the Amb al allergen is further modified to comprise a nucleic acid encoding a hemagglutinin signal sequence, wherein the hemagglutinin signal sequence-encoding nucleic acid is operably linked to the Amb al allergen-encoding nucleic acid.

- 38. (Previously presented) The polynucleotide composition of claim 37, wherein at least one codon of the nucleic acid encoding the Amb al allergen is modified from a wild type sequence of the Amb al allergen to an analogous human codon.
- 39. (Previously presented) A polynucleotide composition comprising a nucleic acid encoding an Amb a1 allergen modified by deletion of a native Amb a1 signal sequence, wherein the nucleic acid encoding the Amb a1 allergen is further modified to comprise a nucleic acid encoding a heterologous signal sequence, wherein the heterologous signal sequence-encoding nucleic acid is operably linked to the Amb a1 allergen-encoding sequence, and wherein at least one codon of the nucleic acid encoding the Amb a1 allergen is modified from a wild type sequence of the Amb a1 allergen to an analogous human codon.
- 40. (Previously presented) The composition of claim 36, wherein plant allergen is ragweed or grass pollen.
- 41. (Previously presented) A method for reducing a Th2 immune response to a plant allergen in a mammalian subject, the method comprising administering to the mammalian subject an effective amount of the composition of claim 27 to reduce a Th2 immune response to the plant allergen.
- 42. (Previously presented) The method of claim 41, wherein the plant allergen is a ragweed or grass pollen.
  - 43. (Previously presented) The method of claim 41, wherein the plant allergen is Amb a1.

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44. (Previously presented) The method of claim 41, wherein the immunomodulatory nucleic acid comprises a sequence selected from 5'-rrcgyy-3', 5'-rycgyy-3', 5'-rrcgyycg-3', and 5'- $(TCG)_n$ -3', where n is  $\geq 1$ .

- 45. (Previously presented) The method of claim 41, wherein the immunomodulatory nucleic acid comprises the sequence AACGTT.
  - 46. (Canceled)
- 47. (Previously presented) The method of claim 10, wherein the polynucleotide composition further comprises a universal antigen or an immunogenic fragment thereof.
- 48. (New) The method of claim 10, wherein the ISS comprises at least one phosphorothioate backbone modification.
- 49. (New) The composition of claim 27, wherein the ISS comprises at least one phosphorothicate backbone modification.
- 50. (New) The composition of claim 27, further comprising a universal antigen or an immunogenic fragment thereof.